

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : HANIK ET AL.
International Application No. : PCT/EP00/00420
International Filing Date : January 20, 2000
U.S. Serial No. : 09/913,375
For : **METHOD FOR MONITORING THE
TRANSMISSION QUALITY OF AN
OPTICAL TRANSMISSION SYSTEM, IN
PARTICULAR OF AN OPTICAL
WAVELENGTH-DIVISION MULTIPLEX
NETWORK**

Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202-3513
Attention: DO/EO/US

**TRANSMITTAL OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371**

S I R :

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed on October 01, 2001). Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the U.S. Patent and Trademark Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is enclosed.

12/06/2001 MNGUYEN 00000054 110600 09913375

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The U.S. Patent and Trademark Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration to Deposit Account No. 11-0600. The U.S. Patent and Trademark Office is also authorized, as appropriate and/or necessary, to charge any additional fees, including any additional Rule 136(a) extension fees, or credit any excess fees to Deposit Account No. 11-0600 of Kenyon & Kenyon.

Respectfully submitted,
KENYON & KENYON


By: *Uma Shuckly*
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Date: *Nov. 29, 2001*

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CUSTOMER NO. 26646

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|  <small>Commissioner for Patents, Box 101, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov</small> | | |
| RECEIVED KENYON & KENYON ONE BROADWAY NEW YORK, N.Y. OCT 4 2 50 PM '01 | | |

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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 09/913,375 | Norbert Hanik | 2345/163 |

26646
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| INTERNATIONAL APPLICATION NO. | |
| PCT/EP00/00420 | |
| I.A. FILING DATE | PRIORITY DATE |
| 01/20/2000 | 02/12/1999 |

CONFIRMATION NO. 9519
371 FORMALITIES LETTER

 OC000000006814464

Date Mailed: 10/01/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Request for Immediate Examination
- Substitute Specification

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

Express Mail No.: EL179952326US

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

FRANCINE YOUNG

Telephone: (703) 305-3662

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/913,375 | PCT/EP00/00420 | 2345/163 |